IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIFTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

-

WRIT PETITION No. 26061 of 1996

Between:

D. Krishna Murthy S/o. Late D. Krishnaiah
S.C.High School, P.V.Colony, Manuguru,
Khammam District. ..... PETITIONER

AND

1 The Chief General Manager (Training & Education) Singareni Collieries Company Ltd., Kothagudem, Khammam District.
2 The Singareni Collieries Company Ltd., rep. by its Chairman & Managing Director, Kothagudem, Khammam District.
3 The Correspondent, Singareni Collieries High School, P.V. Colony, Manuguru, Khammam Dist.
4 The Headmaster, Singareni Collieries High School, P.V. Colony, Manuguru, Khammam Dist.
5 The Director of School Education, A.P., Hyderabad.
6 Government of A.P., rep. by its Secretary, Education Department, Secretariat, Hyderabad. .....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a writ, order or direction more in the nature of Mandamus declaring that the petitioner is entitled to remain in service till he attains the age of sixty years as per Circular Ref.No. CTE/S/83/ 88/2249, dt. 16.8.1988 issued by the Singareni Collieries Company Ltd., under the category of unaided staff or in the alternative to grant and extend the benefits on par with other set of teachers governed by grant-in-aid scheme and also on par with teachers working in Education Department with all consequential benefits by holding the action of the respondents in denying to extend either of the benefits on the pretext of one reason or the other on the ground that the

petitioner comes under unaided staff by adopting differential standards an retiring him at the age of 58 years as contemplated vide LR.No. CTE/S/P.97/96/710, dt. 25/26.3.1996 issued by respondent Company is as illegal, arbitrary, discriminatory and subversive of Articles 14, 16 and 21 of the Constitution.

Counsel for the Petitioner : Mr.D.LINGA RAO (not present)

Counsel for Respondents 1&2: Mr.K.SRINIVASA MURTHY

Counsel for Respondents 3 to 6: None appeared

The Court made the following :

-

-

ORDER:

None appears for the petitioner.

-

The learned Standing Counsel appearing for respondents submits that by lapse of time and in view of the interim order granted by this Court in W.P.M.P.No. 32144 of 1996 dated 6.12.1996, nothing survives for adjudication in this writ petition and it has become infructuous.

Recording the submissions made by the learned Standing Counsel for the respondents, this Writ Petition is dismissed as having become infructuous. No order as to costs.

_____

N.V.RAMANA, J

Date: 15.7.2005

DA

To

1 The Chief General Manager (Training & Education) Singareni Collieries Company Ltd., Kothagudem, Khammam District.
2 The Chairman & Managing Director, Singareni Collieries Company Ltd., Kothagudem, Khammam District.
3 The Correspondent, Singareni Collieries High School,
P.V. Colony, Manuguru, Khammam Dist.
4 The Headmaster, Singareni Collieries High School,
P.V. Colony, Manuguru, Khammam Dist.
5 The Director of School Education, A.P., Hyderabad.
6 The Secretary, Government of A.P.,
Education Department, Secretariat, Hyderabad.

7 Two CD copies.